

01-19-01

A

Attorney's Docket No. 498-221 CON

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BOX: PATENT APPLICATION

Assistant Commissioner for Patents
Washington, D.C. 20231

UTILITY PATENT APPLICATION TRANSMITTAL

Sir:

Transmitted herewith for filing is the patent application of:

First Named Applicant (or Applicants): SANSOUCY, Michael R.
32 Wright Road
Ayer, MA 01432

Title of Application: **SELF-OCCLUDING CATHETER**

1. Type of Application (37 C.F.R. 1.53(b))

This application is a(n):

☐ Original (nonprovisional) application.

☒ Continuing application:

☐ Divisional

☒ Continuation

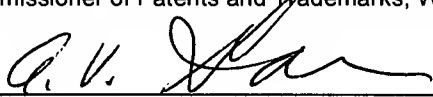
☐ Continuation-in-Part (CIP)

of Serial No. 09/368,611, filed on 08/05/99

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this New Application Transmittal and the documents referred to as enclosed herein are being deposited with the United States Postal Service on this date, 1/17 /01 in an envelope as "Express Mail to Addressee" Mailing Label Number EF110945918US to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

A.V. Garramone
Typed Name


Signature

01/17/01
jc997 U.S. PTO

09764659-011701

jc978 U.S. PTO
09/764659
10/17/01

09764659.011701

2. Enclosed Papers Required to Obtain Application Filing Date under 37 CFR 1.53(b)

12 Pages of specification
6 Pages of claims
1 Page of Abstract
6 Sheets of drawings ☐ Formal ☒ Informal

3. Oath or Declaration

☐ Newly executed Oath or Declaration (original or copy) is enclosed.

☒ Copy of Oath or Declaration from prior application 09/368,611 (37 C.F.R. 1.63(d)).

☒ The entire disclosure of the prior application, from which a copy of the oath or Declaration is supplied, is considered as being a part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

☒ With Power of Attorney ☐ Without Power of Attorney

4. Additional Papers Enclosed

☒ Return Receipt Postcard (specifically itemized) (M.P.E.P. § 503).

☒ Preliminary Amendment.

☒ Information Disclosure Statement (37 CFR 1.98).

☒ Form PTO-1449 ☐ Copies of IDS Citations

☐ Nucleotide and/or Amino Acid Sequence Listing computer-readable copy, paper copy, and statement verifying identity of computer-readable and paper copies.

☐ Certified Copy of Priority Document(s).

☐ Verified translation of non-English language application (37 C.F.R. 1.52(d)).

☐ Other: _____

057645 to 01701

- 6. Request That Application Not Be Published Pursuant to 35 U.S.C. 122(b)(2)**

- ### Warning

7. Fee Calculation (37 CFR 1.16)

FEES FOR CLAIMS AS FILED						
Number filed		Number extra		Rate		
Total Claims (37 CFR 1.16(c))		10	- 20 =	×	\$ 18.00	=
Independent Claims (37 CFR 1.16(b))		1	- 3 =	×	\$ 80.00	=
Multiple Dependent Claims (37 CFR 1.16(d))			+ \$260.00	=		-0-
Fee Calculation for Extra Claims						\$

- ☐ Amendment canceling extra claims enclosed.
- ☐ Amendment deleting multiple-dependencies enclosed.

Total Filing Fee Calculation \$ 710.00

8. Small Entity Statement

- ☐ Verified Statement that this is a filing by a small entity under 37 CFR 1.9 and 1.27:

☐ is enclosed. ☐ will follow.

- ☐ Status as a small entity was claimed in prior application _____, from which benefit is being claimed for this application under:

- ☐ 35 U.S.C. 119(e),
☐ 35 U.S.C. 120,
☐ 35 U.S.C. 121,
☐ 35 U.S.C. 365(c),

and which status as a small entity is still proper and desired.

- ☐ A copy of the verified statement in the prior application is enclosed.

Filing Fee Calculation (50% of Filing Fee calculated in Item 7 above) \$ _____

9. Fee Payment

- ☐ Not enclosed. No filing fee is to be paid at this time.

☒ Enclosed:

☒ Basic filing fee (Item 6 or 7 above) \$ 710.00

☐ Fee for recording Assignment
(\$40.00 (37 CFR 1.21(h))) \$ _____

☐ Processing and retention fee
(\$130.00 (37 CFR 1.53(d) and 1.21(l))) \$ _____

Total fees enclosed \$ _____

10. Method of Payment of Fees

- ☒ Check in the amount of \$ 710.00

09764659.011701

- [] Charge Deposit Account No. 08-2461 in the amount of \$ _____
A duplicate of this transmittal is enclosed.

11. Authorization to Charge Additional Fees

- [X] The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Deposit Account No. 08-2461:

- [X] 37 CFR 1.16(a), (f), or (g) (filing fees)
[X] 37 CFR 1.16(b), (c), and (d) (presentation of extra claims)
[X] 37 CFR 1.16(e) (surcharge for filing the basic fee and/or declaration at a date later than the filing date of the application)
[X] 37 CFR 1.17 (application processing fees)

A duplicate of this transmittal is enclosed.

12. Instructions as to Overpayment

- [X] Credit Deposit Account 08-2461. [] Refund.

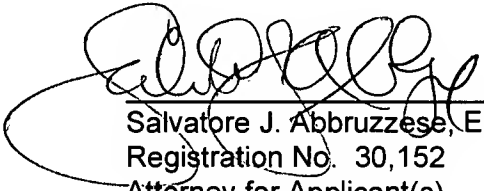
13. Correspondence Address

Please address all correspondence to:

Salvatore J. Abbruzzese, Esq.
HOFFMANN & BARON, LLP
6900 Jericho Turnpike
Syosset, New York 11791

Telephone: (973) 331-1700

Fax: (973) 331-1717



Salvatore J. Abbruzzese, Esq.
Registration No. 30,152
Attorney for Applicant(s)

09764659-011701